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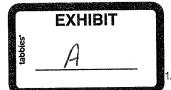
2222-CC08421 - DEREK STEINBROOK V SPEE-DEE COURIER INC ET AL (E-

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		A	- Circ Pers Serv O/S D: 22-SMOS-2045, fo		COURIE	ER INC		
			ng Info Sheet Filed : BRENT ALAN SUM	NER				
		Note to Cler Filed By	rk eFiling : BRENT ALAN SUM	INER				
		_	Circuit Ct : BRENT ALAN SUM alf Of: DEREK STEIN					
		Judge Assi	igned					

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Released 08/24/2022



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IN THE 22ND JUDICIAL CIRCUIT, CITY OF ST LOUIS, MISSOURI

P	7	Ç	15
1			

	F	RECEIV	VED AUG 1 1 2022
Judge or Division: MICHAEL FRANCIS STELZER Plaintiff/Petitioner:	Case Number: 2222-CC08421		
DEREK STEINBROOK vs.	Plaintiff's/Petitioner's Attorney/Address: BRENT ALAN SUMNER 7777 BONHOMME STE. 2100 CLAYTON, MO 63105		
Defendant/Respondent: SPEE-DEE COURIER INC.	Court Address; CIVIL COURTS BUILDING		(Date File Stamp)
Nature of Suit: CC Pers Injury-Vehicular	10 N TUCKER BLVD SAINT LOUIS, MO 63101		
Summons for Person	nal Service Outside the State of N	Nissou	ri

(Except Attachment Action)

The State of Missouri to:	SPEE-DEE COURIER INC. Alias: FKA SPEE DEE DELIVERY SERVICE IN	C			
DANIEL A HUNTLEY, RAGT 120 W STATE ST SUITE 400		WINNEBAGO CO	OUNTY,		
ROCKFORD, IL 61101		ILLINOIS	:		
COURT SEAL OF	You are summoned to appear before this con				
COURT	which is attached, and to serve a copy of you				
(3) (3) (3) (3) (4) (4) (4) (4) (4) (4) (4) (4) (4) (4	plaintiff/petitioner at the above address all wi you, exclusive of the day of service. If you fa	ithin ou days after service of this	s summons upon t by default will be		
(SLUGGEN)(S)	taken against you for the relief demanded in	A * *			
	July 19, 2022	The Ille	eddam - e		
CITY OF ST LOUIS	Date	Thomas Illogy Clerk	- Ju		
	Further Information:				
I a mark . the a to	Officer's or Server's Affidavi	t of Service	* * *		
certify that:	serve process in civil actions within the state or ten	ritory where the shove summore w	havrae een		
My official title is	DEPUTY of WA	County,	(state).		
I have served the a	bove summons by: (check one)				
	py of the summons and a copy of the petition to the		· .		
leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the defendant/respondent with, a person of the defendant's/respondent's family over the age of 15 years who permanently resides with the defendant/respondent.					
deletidenniesn	ODGGER WILL	, a person or the defendant and	zaponacii o ianiniy		
over the age of	15 years who permanently resides with the defendance	dant/respondent.	zaponacne a ranny		
(for service on	a corporation) delivering a copy of the summons a	nd a copy of the petition to			
(for service on	a corporation) delivering a copy of the summons a (name)	nd a copy of the petition to			
(for service on other:	a corporation) delivering a copy of the summons a (name) W. STATE ST: SULTE 400	nd a copy of the petition to	(title). (address)		
(for service on other:	a corporation) delivering a copy of the summons a (name) W. STATE ST: SULTE 400	nd a copy of the petition to	(title). (address)		
(for service on other:	a corporation) delivering a copy of the summons a (name) W. STATE ST. SUITE 400 County, IL (state).	on 8/25/22 (date) at	(title). (address)		
(for service on	a corporation) delivering a copy of the summons a (name) W. STATE ST. SCOTTE 400 County, IL (state).	on 8/25/22 (date) at	(title). (address) (045 (time).		
(for service on	a corporation) delivering a copy of the summons a (name) W. STATE ST. SCOTTE 400 County, IL (state).	on 8/25/22 (date) at	(title). (address) (045 (time).		
(for service on other: Served at 120 in 41501F3 40 Printed Nan	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (state)	on 8/25/22 (date) at	(title). (address) (045 (time).		
(for service on other: Served at 120 in 4100FB 460 Printed Nan OFFICIAL SE	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (name) (state)	on 8/25/22 (date) at	(title). (address) (time). (U) Or Server (year).		
Greatice on Gother: Served at 120 in 120 And Fig. And Printed Nan OFFICIAL SEA STEPHANIE NAV	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (name) (state) (st	on 8/25/22 (date) at	(title). (address) (1045 (time). (169 or Server onth) 2022 (year). ant served the above		
(for service on other: Served at 20 In A PART A Printed Name of the stephanic NAV	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (name) (name) (state) (sta	on 8/25/22 (date) at	(title). (address) (by (time). (light of the server). (address) (time). (title). (address) (time). (time). (time). (title).		
Greatice on Gother: Served at 120 in 120 And Fig. And Printed Nan OFFICIAL SEA STEPHANIE NAV	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (name) (name) (state) (sta	on 8/25/22 (date) at signature of Sheriff of (day) ducust (mot which affiant is an officer, which affiant is an officer, oaths in the state in which the affiant of state officer) oaths, (use for court-appointed set 2)	(title). (address) (1045 (time). (169 or Server onth) 2022 (year). ant served the above		
other: Served at 120 in 120 APRILE AND Printed Nan OFFICIAL SEA STEPHANIE NAV NOTART PUBLIC - STATE MY COMMISSION EXPER	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (name) (name) (state) (sta	on 8/25/22 (date) at	(title). (address) (by (time). (light of the server). (address) (time). (title). (address) (time). (time). (time). (title).		
Greatice on Gother: Served at 120 in 120 And Fig. And Printed Nan OFFICIAL SEA STEPHANIE NAV	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (name) (name) (state) (sta	on 8/25/22 (date) at signature of Sheriff of (day) ducust (mot which affiant is an officer, which affiant is an officer, oaths in the state in which the affiant of state officer) oaths, (use for court-appointed set 2)	(title). (address) (by (time). (light of the server). (address) (time). (title). (address) (time). (time). (time). (title).		
Greenice on other: Served at 120 in 6/10/17/8 A60 Printed Nan OFFICIAL SE/ STEPHANIE NAV/ NOTAR/PUBLIC - STATE MY COMMISSION EXPIN Service Fees Summons \$ Non Est \$	a corporation) delivering a copy of the summons a (name) (state)	on 8/25/22 (date) at Signature of Sheriff of Church (day) Church (motivation affiant is an officer. which affiant is an officer. oaths in the state in which the affiant is an officer. Oaths, (use for court-appointed set Signature and Title	(title). (address) (by (time). (light of the server). (address) (time). (title). (address) (time). (time). (time). (title).		
Greenice on other: Served at 120 in 41518 460 Printed Nan OFFICIAL SEA STEPHANIE NAVA NOTARA PUBLIC - STATE MY COMMISSION EXPEN Service Fees Summons \$	a corporation) delivering a copy of the summons a (name) (name) (name) (name) (name) (name) (state) (sta	on 8/25/22 (date) at Signature of Sheriff of Church (day) Church (motivation affiant is an officer. which affiant is an officer. oaths in the state in which the affiant is an officer. Oaths, (use for court-appointed set Signature and Title	(title). (address) (by (time). (light of the server). (address) (time). (title). (address) (time). (time). (time). (title).		

OFFICIAL SEAL STEPHANIE NAVARRA NOTARY PUBLIC - STATS OF CUMOS TY COMMISSION EXPIRES 100274 Case: 4:22-cv-00995-AGF Doc. #: 1-1 Filed: 09/22/22 Page: 4 of 16 PageID #: 7

Directions to Officer Making Return on Service of Summons

A copy of the summons and a copy of the motion must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and motion when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and motion and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and motion to the individual personally or by leaving a copy of the summons and motion at the individual's dwelling house or usual place of abode with some person of the family over 15 years of age who permanently resides with the defendant/respondent, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and motion to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and motion to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.

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IN THE 22ND JUDICIAL CIR	CUIT, CITY OF ST LOUIS, MISSOURI	Ciscle Jubicis D
Judge or Division: MICHAEL FRANCIS STELZER	Case Number: 2222-CC08421	22 AUG 29 AM 9:
Plaintiff/Petitioner: DEREK STEINBROOK	Plaintiff's/Petitioner's Attorney/Address: BRENT ALAN SUMNER 7777 BONHOMME STE. 2100 S. CLAYTON, MO 63105	AM 9:
Defendant/Respondent: SPEE-DEE COURIER INC. Nature of Suit: CC Pers Injury-Vehicular	Court Address: CIVIL COURTS BUILDING 10 N TUCKER BLVD SAINT LOUIS, MO 63101	(Date File Stamp)
Summons for Person	onal Service Outside the State of Mis (Except Attachment Action)	souri
The State of Missouri to: NATHAN K ROESCH Alias:	endopt (tademinent)	
2404 FOUR LAKES DRIVE BELLEVILLE, IL 62220	ST CLAIR	COUNTY, ILLINOIS
which is attached, an plaintiff/petitioner at to you, exclusive of the	o appear before this court and to file your plead d to serve a copy of your pleading upon the attorned above address all within 30 days after serviced day of service. If you fail to file your pleading, just the relief demanded in this action.	rney for the e of this summons upon agment by default will be
CITY OF ST LOUIS Date	22 Thomas	Moeppinger
Further Information:	- 1	
I certify that: 1. I am authorized to serve process in civil act 2. My official title is	ck one) a copy of the petition to the defendant/respondent. opy of the petition at the dwelling place or usual abo, a person of the defendant/respondent.	de of the dant's/respondent's family
W	a copy of the summons and a copy of the petition to (name)	(title).
other: Served at 2404 Four Lakes De in 5t Clark County, Steven & Bostick	Belleville, The (state), on 8-23-22 (da #365	Botheck
Printed Name of Sheriff or Server		
Subscribed and sworn I am: (check one)	to before me this(day)	the affiant served the above
Subscribed and sworn I am: (check one)	to before me this	the affiant served the above

Mileage

Total

__ per mile)

_miles @ \$ ____

See the following page for directions to officer making return on service of summons.

MAM

Directions to Officer Making Return on Service of Summons

A copy of the summons and a copy of the motion must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and motion when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and motion and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and motion to the individual personally or by leaving a copy of the summons and motion at the individual's dwelling house or usual place of abode with some person of the family over 15 years of age who permanently resides with the defendant/respondent, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and motion to the guardian personally; (3) On Corporation, Partner ship or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and motion to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.

Case: 4:22-cv-00995-AGF Doc. #: 1-1 Filed: 09/22/22 Page: 8 of 16 PageID #: 11



IN THE 22ND JUDICIAL CIRCUIT, CITY OF ST LOUIS, MISSOURI

Judge or Division: MICHAEL FRANCIS STE	ELZER	Case Number: 2222-CC08421		
Plaintiff/Petitioner: DEREK STEINBROOK		Plaintiff's/Petitioner's Attorney/Addres BRENT ALAN SUMNER 7777 BONHOMME	s:	
	vs.	STE. 2100 CLAYTON, MO 63105		
Defendant/Respondent: SPEE-DEE COURIER IN	C.	Court Address: CIVIL COURTS BUILDING		(Date File Stamp)
Nature of Suit: CC Pers Injury-Vehicular		10 N TUCKER BLVD SAINT LOUIS, MO 63101	i'	
	ummons for Persor	al Service Outside the State of	f Missou	ri
	(E:	xcept Attachment Action)	11	
The State of Missouri to:	NATHAN K ROESCH Alias:			
2404 FOUR LAKES DRIVE BELLEVILLE, IL 62220		ST C	LAIR COL	JNTY, ILLINOIS
COURT SEAL OF		appear before this court and to file your		
		to serve a copy of your pleading upon the above address all within 30 days after		
(3(ZEZZ)8)	you, exclusive of the da	ly of service. If you fail to file your plead e relief demanded in this action.		
	July 19, 2022		as Illo	· Mind o
CITY OF ST LOUIS	Date		Clerk	77-ga
	Further Information:			
Laguit, that	Officer's	or Server's Affidavit of Service		
l certify that: 1. I am authorized to	cense process in civil action	s within the state or territory where the above	ve summons	was senied
2. My official title is	serve process in civil action	of one)	_ County, _	(state).
│	py of the summons and a c	opy of the petition to the defendant/respond	lent. 😃	
defendant/rest	ondent with	y of the petition at the dwelling place or usu , a person of the		
over the age o	f 15 years who permanently	resides with the defendant/respondent. copy of the summons and a copy of the pet	il	
	a corporation) delivering a	, , , , , , , , , , , , , , , , , , , ,	11	(title).
other:			<u> </u>	•
Served at				(address)
in	County,	(state), on	(date) at	(time).
		Name of the state	٠,	
	me of Sheriff or Server		ature of Sher	
'		before me this (day) ne clerk of the court of which affiant is an off		nonth) (year).
,	tt	ne judge of the court of which affiant is an of	fficer.	· · · · · · · · · · · · · · · · · ·
(Seal)		uthorized to administer oaths in the state in ummons. (use for out-of-state officer)	which the a	mant served the above
		uthorized to administer oaths. (use for cou	rt-appointed	server)
		Sign	ature and Titl	e
Service Fees			7	
Summons \$ Non Est \$				
Mileage \$ Total \$	(miles @ \$per mile)		
	See the following page for di	rections to officer making return on service of	f summons.	

Case: 4:22-cv-00995-AGF Doc. #: 1-1 Filed: 09/22/22 Page: 9 of 16 PageID #: 12

Directions to Officer Making Return on Service of Summons

A copy of the summons and a copy of the motion must be served on each defendant/respondent. If any defendant/respondent refuses to receive the copy of the summons and motion when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and motion and the defendant's/respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and motion to the individual personally or by leaving a copy of the summons and motion at the individual's dwelling house or usual place of abode with some person of the family over 15 years of age who permanently resides with the defendant/respondent, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and motion to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and motion to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the defendant/respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

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The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.

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Case: 4:22-cv-00995-AGF Doc. #: 1-1 Filed: 09/22/22 Page: 10 of 16 PageID #: 13

Case Number: 2222-CC08421



Judge or Division:

IN THE 22ND JUDICIAL CIRCUIT, CITY OF ST LOUIS, MISSOURI

MICHAEL FRANCIS STE	LZER			
		Plaintiff's/Petitioner's Attorney/Addres	ss:	
DEREK STEINBROOK		BRENT ALAN SUMNER		Washington and the second seco
		7777 BONHOMME STE. 2100		
	VS.	CLAYTON, MO 63105	1	
Defendant/Respondent:		Court Address:	۵) ،	ate File Stamp)
SPEE-DEE COURIER IN	C.	CIVIL COURTS BUILDING	' '	.,
Nature of Suit:		10 N TUCKER BLVD SAINT LOUIS, MO 63101		
CC Pers Injury-Vehicular			of Missauri	
31		ial Service Outside the State of xcept Attachment Action)	oi wiissouri	
The State of Missouri to:				
DANIEL ALUNTUEV DAGE	Alias: FKA SPEE DEE D			LINITY
DANIEL A HUNTLEY, RAGT 120 W STATE ST SUITE 400 ROCKFORD, IL 61101			NEBAGO CO NOIS	UNIY,
COURT SEAL OF		appear before this court and to file you		
COURTON	which is attached, and	to serve a copy of your pleading upon above address all within 30 days afte	the attorney for	the
(3/53-78)	you exclusive of the da	ay of service. If you fail to file your plea	n service or tris adina. iudament	by default will be
(3) (3)	taken against you for the	e relief demanded in this action.	ē	•
10000	July 19, 202	2 The	nas Illoep	Mune
CITY OF ST LOUIS	Date		Clerk	J 30
	Further Information:			
1 01 - 0 - 1	Officer's	or Server's Affidavit of Service		
l certify that:	eenve process in civil action	ns within the state or territory where the ab	ove summons w	as served
2. My official title is	serve process in civil action	ofof	County,	(state).
3. I have served the a	above summons by: (check	cone)	11	; ;
delivering a co	py of the summons and a con	copy of the petition to the defendant/respor by of the petition at the dwelling place or us	naent. Sual abode of the	
defendant/rest	condent with	, a person of th	ne defendant's/re	spondent's family
over the age o	f 15 years who permanentl	y resides with the defendant/respondent.		
(for service on	a corporation) delivering a	copy of the summons and a copy of the pe	etition to	(title).
1				(address)
in		(state), on	(date) at	(time).
Printed Na	me of Sheriff or Server	Sig	gnature of Sheriff o	r Server
	Subscribed and sworn to		(mor	ith) (year).
		he clerk of the court of which affiant is an o		
	الا الله الله الله الله الله الله الله	the judge of the court of which affiant is an officer. authorized to administer oaths in the state in which the affiant served the above		
(Seal) s		summons. (use for out-of-state officer)		
		authorized to administer oaths. (use for co	ourt-appointed se	rver)
		Sig	gnature and Title	
Service Fees				
Summons \$Non Est \$				
Mileage \$	(miles @ \$ per mile)		
Total \$	O - Alex Fellousius	treations to officer making return as samiles	ofsummore	
	See the following page for d	rections to officer making return on service	or summons.	

Directions to Officer Making Return on Service of Summons

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The office making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must be made less than 10 days nor more than 30 days from the date the defendant/respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri court within 30 days after service.

IN THE CIRCUIT COURT OF ST. LOUIS CITY STATE OF MISSOURI

DEREK STEINBROOK,)
Plaintiff,)
v.) Cause No.:
SPEE-DEE COURIER, INC. f/k/a SPEE DEE DELIVERY SERVICE, INC., Serve: Daniel A. Huntley, Registered Agent 120 W. State St, Suite 400 Rockford, Illinois 61101 and	Division No. Division No. JURY TRIAL REQUESTED
NATHAN K. ROESCH, Serve: Nathan K. Roesch 2404 Four Lakes Drive Belleville, Illinois 62220)))))
Defendants	ĺ

PETITION FOR DAMAGES

COMES NOW Plaintiff Derek Steinbrook, by and through The Sumner Law Group LLC, and for his cause of action against Defendants Spee-Dee Courier, Inc. f/k/a Spee Dee Delivery Service, Inc. and Nathan K. Roesch, states as follows:

PARTIES & GENERAL ALLEGATIONS

- 1. Plaintiff is a resident of St. Louis, St. Louis County, Missouri.
- 2. Defendant, Spee-Dee Courier, Inc. f/k/a Spee Dee Delivery Service, Inc. (hereinafter "Spee Dee Delivery Service, Inc."), is an active, domestic corporation within the State of Illinois and pursuant to RSMO 506.150(5) is subject to service of process upon its registered agent, Daniel Huntley.

- 3. Defendant, Nathan K. Roesch, is and was at all times relevant herein a resident of Belleville, St. Clair County, Illinois.
- 4. The vehicle collision hereinafter specifically mentioned occurred in St. Louis City,
 Missouri; and that the Court has jurisdiction over the subject matter of this action and
 personal jurisdiction over both Defendants.
- 5. Gravois Avenue is a public and open roadway within the County of St. Louis, State of Missouri.
- 6. On June 19, 2019, Plaintiff was operating a motorcycle on Gravois Avenue.
- 7. On June 19, 2019, Defendant Nathan K. Roesch was operating a commercial truck in the course and scope of his employment with Spee Dee Delivery Service, Inc. and was stopped on the right side of Gravois Avenue.
- 8. Defendant, Nathan K. Roesch, operated the commercial truck in such a way as to cause a crash with Plaintiff, which caused the below referenced injuries.

<u>COUNT I – NEGLIGENCE</u> DEREK STEINBROOK VS. NATHAN ROESCH

- 9. Plaintiff realleges and reincorporates paragraphs 1-8 as if fully set forth herein.
- 10. Defendant, Nathan Roesch, owed Plaintiff a personal duty to operate the commercial truck with the highest degree of care and to follow all rules of the road, each of which were and are duties owed to all drivers using Missouri roads. His failure to do so was therefore negligent, reckless and careless in the following respects:
 - a) He failed to keep a careful lookout;

- b) He failed to stop, swerve, slacken speed or otherwise take evasive action at a time, when in the exercise of the highest degree of care, Defendant could have known that there was a likelihood of collision;
- c) He made an improper u-turn; and
- d) He failed to yield the right of way to oncoming traffic.
- 11. That as a direct and proximate result of the Defendant, Nathan K. Roesch's negligence, Plaintiff suffered from and continues to suffer from physical injury.
- 12. That as a direct and proximate result of the Defendant, Nathan K. Roesch's negligence, Plaintiff suffered and continues to suffer from a head injury, broken jaw, scapula fracture, fractured ribs, spleen injury, back injury, compound fractures to both arms, and injury to his left wrist.
- 13. Defendant, Nathan K. Roesch should have realized his conduct involved an unreasonable risk of causing physical injury.
- 14. As a direct and proximate cause of Defendant, Nathan K. Roesch's negligence, Plaintiff has required medical treatment.
- 15. As a direct and proximate cause of Defendant, Nathan K. Roesch's negligence, Plaintiff will be required to receive medical treatment in the future.
- 16. That as a result of said injuries, Plaintiff incurred, and will continue to incur significant medical expenses.
- 17. As a direct and proximate cause of Defendant, Nathan K. Roesch's negligence, Plaintiff has been unable to work and may be unable to work in the future.
- 18. As a direct and proximate cause of Defendant, Nathan K. Roesch's negligence, Plaintiff lost sums of money due to his inability to work.

WHEREFORE, Plaintiff prays for judgment against Defendant, Nathan K. Roesch, in an amount that is fair and reasonable in excess of Twenty-Five Thousand Dollars (\$25,000.00), pre-judgment interest per Missouri Statute, his costs herein expended and for such other relief as this Court deems just and proper.

COUNT II – NEGLIGENCE PER SE DEREK STEINBROOK VS. NATHAN K. ROESCH

COMES NOW Plaintiff, by and through counsel, and in Count II of his Petition for Damages against Defendant, Nathan K. Roesch, states and alleges the following:

- 19. Plaintiff hereby incorporates by reference paragraphs 1 through 18 above as though fully set forth below.
- 20. The City of St. Louis, Missouri adopted the St. Louis City Code of Ordinances. St. Louis, MO Code of Ordinance Section 17.12.020 provides that the driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction unless such movement can be made in safety and without interfering with other traffic.
- 21. As a direct and proximate result of the negligence of Defendant, Nathan K. Roesch, Derek Steinbrook was caused to suffer a severe and permanent injury to his head, jaw, scapula, ribs, spleen, back, left arm, right arm and left wrist, severe physical pain, severe mental anguish, required medical and hospital treatment, lost income, and continues to suffer pain and complications to his injuries.
- 22. The conduct described in Count II created a high degree of probability of injury to others and thereby showed complete indifference to and conscious disregard for the safety of others, including Derek Steinbrook.

WHEREFORE, Plaintiff prays for judgment against Defendant Nathan K. Roesch on Count II of his Petition for Damages for sums that are fair and reasonable, for the costs incurred herein, for prejudgment interest, for reasonable attorney's fees, and for any other such relief as the Court deems just and proper.

COUNT III - VICARIOUS LIABILITY DEREK STEINBROOK VS. SPEE DEE DELIVERY SERVICE, INC.

- 23. Plaintiff hereby incorporates by reference paragraphs 1 through 22 above as if fully set forth herein by reference.
- 24. That at all times relevant herein, Defendant, Nathan K. Roesch, was employed by Spee Dee Delivery Service, Inc.
- 25. At the time of this incident, Defendant, Nathan K. Roesch, was furthering the business interests of his employer, making it vicariously liable for those actions.

WHEREFORE, Plaintiff prays judgment against Defendant, Spee Dee Delivery Service, Inc., in an amount in excess of Twenty-Five Thousand Dollars (\$25,000.00), pre-judgment interest, for costs herein incurred, and for such other and further relief as the Court deems just and proper under the circumstances.

Respectfully submitted,

THE SUMNER LAW GROUP, LLC

By /s/ Brent Sumner

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Attorneys for Plaintiff